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Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 13218-002001	Application No. 09/866,154
<b>Information Disclosure Statement by Applicant</b> (Use several sheets if necessary)		Applicant Michael Alvarez Cohen et al.	
		Filing Date May 24, 2001	
		Group Art Unit 3764	
(37 CFR §1.98(b))			

## U.S. Patent Documents

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA						
	AB						
	AC						

## Foreign Patent Documents or Published Foreign Patent Applications

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No
	AD							
	AE							
	AF							
	AG							
	AH							

## Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
X	AI	"In the world of fitness, where else can you go?", Transcape Systems, Inc., brochure, 6 pages, 1996.
J	AJ	"Ice Stations by Transcape Systems," Transcape Systems, brochure, 2 pages, 1997.
	AK	"Catch the WWWave," Netpulse brochure, 6 pages, 1998.
LA	AL	"Netpulse Internet Fitness Network," Netpulse Communications, Inc. brochure, 4 pages, 1999.
	AM	

Examiner Signature <i>G. Richardson</i>	Date Considered <i>2/23/05</i>
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with PAGE 10/11 RCVD AT 4/13/2004 8:41:33 PM [Eastern Daylight Time] * SVR:USPTO-EFAXF-1/2 * DNIS:8729303 * CSID:6508395071 * DURATION (mm:ss):03:10:49	

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## Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
<i>h</i>	AR	Horowitz, "New Topsy Tests for Suspected Drunks," Newsmax, 3 pages, May 24, 1999, downloaded from <a href="http://www.newsmax.com/commentarchive.shtml?n=1999/5/23/225736">http://www.newsmax.com/commentarchive.shtml?n=1999/5/23/225736</a>
	AS	"Work the Web," Ibiz Magazine, 4 pages, September 1998, downloaded from <a href="http://www.ibiz.net/sep98/workx.htm">http://www.ibiz.net/sep98/workx.htm</a>
	AT	Tucker, MyWellness Solutions, "Interactive Profits," Fitness Management Magazine, Vol. 13, p. 38, May 1997, downloaded from <a href="http://216.239.57.104/search?q=cache:6WvXqc4f1ZpJ:www.mywellness.com/def">http://216.239.57.104/search?q=cache:6WvXqc4f1ZpJ:www.mywellness.com/def</a>
	AU	Hennila, "An irresistible pitch," San Francisco Business Times, 3 pages, April 20, 1998, downloaded from <a href="http://sanfrancisco.bizjournals.com/sanfrancisco/stories/1998/04/20/newscoltunn4.html">http://sanfrancisco.bizjournals.com/sanfrancisco/stories/1998/04/20/newscoltunn4.html</a>
	AV	Kelley, "Patient, Heal Thyself," Context Magazine, 6 pages, Fall, 1998, downloaded from <a href="http://www.contextmag.com/setFrameRedirect.asp?src=/archives/199809/virtualHorizons.asp">http://www.contextmag.com/setFrameRedirect.asp?src=/archives/199809/virtualHorizons.asp</a>
	AW	Tucker, Fitness World, "VIRTUAL Support," Fitness Management Magazine, Vol. 14, pp. 40-41, 3 pages, July 1998, downloaded from <a href="http://www.fitnessworld.com/info/info_pages/library/service/service0798.html">http://www.fitnessworld.com/info/info_pages/library/service/service0798.html</a>
	AX	Burres, "The Fitness Center of the Future," 5 pages, February 1995, downloaded from <a href="http://www.drkenburres.com/drkenburres.doc">http://www.drkenburres.com/drkenburres.doc</a>
	AY	Furchgon, Business Week, "The Best Products of 1999," 11 pages, December 20, 1999,
	AZ	Netpulse-Club Members & Exercisers, "Surf the web while you workout," 2 pages, 1998, downloaded from <a href="http://web.archive.org/web/19990221052049/www.netpulse.com/Members0.html">http://web.archive.org/web/19990221052049/www.netpulse.com/Members0.html</a>
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	ABB	"Netpulse Delivers Captive, Upscale Audience For Online, Rich-Media Advertising," Netpulse press release, March 1, 1999, downloaded from <a href="http://web.archive.org/web/20010119103700/www.netpulse.net/press/releases19990301.html">http://web.archive.org/web/20010119103700/www.netpulse.net/press/releases19990301.html</a>
	ACC	Donnelly, "Networkingout -- Coming Distractions: Netpulse Helps Exercisers Surf the Net at the Gym; Accomplish Several Goals at Once," The San Jose Mercury News, Silicon Valley Life, Page 1E, April 1, 1998, downloaded from <a href="http://web.archive.org/web/2001011131100/www.netpulse.net/press/articles19980401.html">http://web.archive.org/web/2001011131100/www.netpulse.net/press/articles19980401.html</a>
	ADD	Chen, "Web-connected exercise machines elicit club patrons surf while stair-stepping," The New York Times, CCT, Section: E, Page: 1, June 30, 1998, downloaded from <a href="http://web.archive.org/web/20010210195023/www.netpulse.net/press/articles19980630.html">http://web.archive.org/web/20010210195023/www.netpulse.net/press/articles19980630.html</a>
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	AFF	Onion, "High-Tech Health Clubs Make Members Work Hard for Their Daily Media Fix," Fox News, November 13, 1998, downloaded from <a href="http://web.archive.org/web/2001011143600/www.netpulse.net/press/articles19981113.html">http://web.archive.org/web/2001011143600/www.netpulse.net/press/articles19981113.html</a>
	AGG	Fauber, "New Fitness Equipment Combines Internet, Sweat," Milwaukee Journal Sentinel, January 3, 1999, downloaded from <a href="http://web.archive.org/web/20010210195809/www.netpulse.net/press/articles19990103.html">http://web.archive.org/web/20010210195809/www.netpulse.net/press/articles19990103.html</a>
<i>h</i>	AHH	Craeger, "Bikes let you surf Web, pedal towards perks," Detroit Free Press, April 23, 1999, downloaded from <a href="http://web.archive.org/web/20001110135700/www.netpulse.net/press/articles19990423.html">http://web.archive.org/web/20001110135700/www.netpulse.net/press/articles19990423.html</a>

Examiner Signature <i>G. Richman</i>	Date Considered <i>2/23/05</i>
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Substitute Disclosure Form (PTO-1449)

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(37 CFR §1.98(b))		Group Art Unit 3764	

## Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
<i>JS</i>	AII	McCombs, "Web-Surfing Workouts: A New Way to Do It All at Once," Washington Post, Page C01, July 9, 1999, downloaded from <a href="http://web.archive.org/web/20010210212445/www.netpulse.net/press/articles19990709.html">http://web.archive.org/web/20010210212445/www.netpulse.net/press/articles19990709.html</a> .
<i>JS</i>	AJJ	Stein, "Surfing the Net while you sweat," USA Today, September 28, 1999, downloaded from <a href="http://web.archive.org/web/20010110122400/www.netpulse.net/press/articles19990928b.html">http://web.archive.org/web/20010110122400/www.netpulse.net/press/articles19990928b.html</a> .
<i>JS</i>	AKK	Blake, "Working Out On The Web," The Atlanta Journal-Constitution, December 2, 1999, downloaded from <a href="http://web.archive.org/web/20010110130600/www.netpulse.net/press/articles19991202.html">http://web.archive.org/web/20010110130600/www.netpulse.net/press/articles19991202.html</a> .
<i>JS</i>	ALL	"CRUNCH Logs On with Netpulse," Netpulse Press Release, September 1, 1998, downloaded from <a href="http://web.archive.org/web/20010119104300/www.netpulse.net/press/releases19980901.html">http://web.archive.org/web/20010119104300/www.netpulse.net/press/releases19980901.html</a> .
<i>JS</i>	AMM	"Netpulse Helps California Campaigns Target Health Club Voters "While They Sweat," Netpulse Press Release, October 7, 1998, downloaded from <a href="http://web.archive.org/web/20010119102900/www.netpulse.net/press/releases19981007.html">http://web.archive.org/web/20010119102900/www.netpulse.net/press/releases19981007.html</a> .

Examiner Signature <i>C. Rahm</i>	Date Considered <i>2/2/05</i>
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U.S. Patent Documents							
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	AA						
	AB						
	AC						
	AD						
	AE						

Foreign Patent Documents or Published Foreign Patent Applications								
Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation Yes	Translation No
	AF							

Other Documents (include Author, Title, Date, and Place of Publication)		
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	AG	Stevens, "For Netpulse, Its No Pain, No Gain," 3 pages, February 2, 2000, downloaded from <a href="http://www.nirbonds.com/broadband/2000news/bn20000202.shtml">http://www.nirbonds.com/broadband/2000news/bn20000202.shtml</a>
	AH	Gaffney, "Featuring Tom Proulx, CEO Netpulse," 3 pages, November 12, 1999, downloaded from <a href="http://www.channelseven.com/newsbeat/99/features/seven19991112.shtml">http://www.channelseven.com/newsbeat/99/features/seven19991112.shtml</a>
	AI	Manning, "Net gear for health clubs let you surf while you sweat," The Courier Journal, 2 pages, April 15, 2000, downloaded from <a href="http://www.courier-journal.com/gizweb/cols/00/0004c.htm">http://www.courier-journal.com/gizweb/cols/00/0004c.htm</a>
	AJ	Papamichael, "Turn Exercise into Entertainment," MBS Gazette Newsletter, 4 pages, March/April 2000, downloaded from <a href="http://www.bodyscenes.com/newsletter_files/mar_apr_2000/nwsltr34001.htm">http://www.bodyscenes.com/newsletter_files/mar_apr_2000/nwsltr34001.htm</a>
	AK	Knefel, "Working out with the Web," CNN.com, May 15, 1998, downloaded from <a href="http://web.archive.org/web/20010210193946/www.netpulse.net/press/articles19980515.html">http://web.archive.org/web/20010210193946/www.netpulse.net/press/articles19980515.html</a>
	AL	"Surf the Net While You Sweat," MSNBC, 3 pages, September 28, 1999, downloaded from <a href="http://zdnet.com.com/2100-111_2-515822.html">http://zdnet.com.com/2100-111_2-515822.html</a>
	AM	King, "Health Club Marketing: They Lose, You Win," NewsBeat Channel Seven, 3 pages, September 13, 2000, downloaded from <a href="http://www.channelseven.com/newsbeat/2000/features/news20000913.shtml">http://www.channelseven.com/newsbeat/2000/features/news20000913.shtml</a>
	AN	RHC Media, Inc., "Down on Devices," December 1998, downloaded from <a href="http://216.239.57.104/search?q=cache:tkKX_SlLAWJ:www.rethering.com/mag">http://216.239.57.104/search?q=cache:tkKX_SlLAWJ:www.rethering.com/mag</a>
	AO	Segin, "Diss Connection," Inc. Magazine, 3 pages, March 1999, downloaded from <a href="http://www.inc.com/magazine/19990301/4557.html">http://www.inc.com/magazine/19990301/4557.html</a>
	AP	McCafferty, "An exercise in utility," USA Weekend Magazine, 4 pages, May 7, 2000, downloaded from <a href="http://www.usaweekend.com/00_issues/000507/000507tech.html">http://www.usaweekend.com/00_issues/000507/000507tech.html</a>
	AQ	Hudgens "In Motion, Logging On to Work Out," Kiosks.Org Association, 4 pages, November 12, 1999, downloaded from <a href="http://216.239.57.104/search?q=cache:0z0ez2ziOJ:www.kiosks.org/newsbit">http://216.239.57.104/search?q=cache:0z0ez2ziOJ:www.kiosks.org/newsbit</a>

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 by Applicant**

(Use several sheets if necessary)

(37 CFR § 1.98(b))

 Applicant  
 Cohen et al.

 Filing Date  
 May 24, 2001

 Group Art Unit  
 3764

**Other Documents (include Author, Title, Date, and Place of Publication)**

Examiner Initial	Desig. ID	Document
<i>JK</i>	AA	Netpulse Communications, "Transcape Systems Changes its Name to Netpulse Communications, Inc., Intuit Co-Founder Takes Leadership Role", October 3, 1997.
	AB	Morianty, C., "Sweat Rewards", The Walking Magazine, March/April 1997.
	AC	Family Circle Computers Made Easy, "Lose Fat, Gain Miles", Holiday 1997.
	AD	Doheny, K., "Sweat Pays", The Los Angeles Times, June 19, 1997.
	AE	Frost, B., "Sweat While You Surf", 1997.
	AF	Netpulse Communications, Inc., "Netpulse Announces Summer Shape-Up™, Winners, Grand Prize is Shopping Spree at Nordstrom", September 4, 1997.
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	AH	Netpulse Communications, Inc., "Netpulse Fitness Incentive Programs™", 1997.
	AI	Netpulse Communications, Inc., "Netpulse Fitness Network™ Pricing Information", 1997.
	AJ	Netpulse Communications, Inc., "The Netpulse Network™ Advertising Highlights", 1998.
	AK	Netpulse Communications, Inc., "Netpulse Charter Advertising Program Summary", 1998.
	AL	Netpulse, "How Does Netpulse Banner Advertising Work?", 1998.
	AM	Netpulse, "Netpulse Fitness Incentive Program™ Sponsorships", 1998.
	AN	Netpulse, "Netpulse Fact Sheet", 1998.
	AO	Hainer, C., "Net workout: Touch the screen, not the toes", USA Today, September 23, 1998.
	AP	Piller, C., "Fit and Informed", Los Angeles Times, October 5, 1998.
	AQ	Stevens, K., "Pedaling Down The Net", The New York Times, October 4, 1998.
	AR	Transcape Systems, Inc., "Clubs Purchasing ICE Stations™ Receive Cash Bonuses", October 25, 1996.
	AS	Transcape Systems, Inc., "Transcape Debuts ICE Net™ at Club Industry Trade Show: Innovative network will use Internet technology as an information link connecting health clubs, homes, and healthcare providers", October 11, 1996.
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	AU	Transcape Systems, Inc., "The Fitness Industry Gets Wired!", March 26, 1997, 2 pp.
<i>JK</i>	AV	Transcape Systems, Inc., "Transcape Announces ICE Olympic™ Competition Winners, October 4, 1996, 2 pp.

Examiner Signature

*C. Richman*

Date Considered

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